

1
2
3
4
5
6 UNITED STATES DISTRICT COURT
7 DISTRICT OF NEVADA

8 * * *

9 RICHARD NICHOLSON,

Case No. 2:16-cv-02133-JCM-PAL

10 Petitioner,

ORDER

11 v.

12 RENEE BAKER, et al.,

13 Respondents.

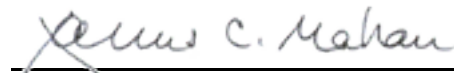
14 This is a *pro se* petition for writ of habeas corpus, pursuant to 28 U.S.C. § 2254,
15 submitted by petitioner Richard Nicholson (ECF No. 1-1). The court ordered Nicholson
16 to either pay the \$5.00 filing fee or submit a completed application to proceed *in forma*
17 *pauperis* on the proper form with both an inmate account statement for the past six
18 months and a properly executed financial certificate. The order was served on Nicholson
19 via U.S. mail at his address of record (see ECF No. 2). More than the allotted time has
20 passed, and petitioner has failed to respond to this court's order in any way. Accordingly,
21 this action shall be dismissed as improperly commenced.

22 **IT IS THEREFORE ORDERED** that this habeas action is **DISMISSED** without
23 prejudice as set forth in this order.

24 **IT IS FURTHER ORDERED** that a certificate of appealability is **DENIED**.

25 **IT IS FURTHER ORDERED** that the Clerk shall enter judgment accordingly and
26 close this case.

27 DATED: June 1, 2017.

28 
JAMES C. MAHAN
UNITED STATES DISTRICT JUDGE